

**House File 592 - Introduced**

HOUSE FILE 592

BY KELLEY

**A BILL FOR**

1 An Act requiring an environmental impact assessment prior to  
2 the granting of a permit to construct, maintain, or operate  
3 a hazardous liquid pipeline or underground storage facility.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 479B.5, Code 2015, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 10. An assessment of the environmental  
4 impact estimated to result from the construction, maintenance,  
5 and operation of the pipeline or underground storage facility.  
6 The assessment shall be prepared or conducted by a third  
7 party contracted with by the applicant and identified by the  
8 applicant in the petition.

9 Sec. 2. Section 479B.9, Code 2015, is amended to read as  
10 follows:

11 **479B.9 Final order — condition conditions.**

12 1. The board may grant a permit in whole or in part upon  
13 terms, conditions, and restrictions as to location and route as  
14 it determines to be just and proper.

15 2. A permit shall not be granted to a pipeline company  
16 unless the board determines that the proposed services will  
17 promote the public convenience and necessity, and unless the  
18 environmental impact assessment submitted pursuant to section  
19 479B.5, subsection 10, estimates that the environmental impact  
20 resulting from constructing, maintaining, and operating the  
21 pipeline or underground storage facility will be minimal.

22 Sec. 3. Section 479B.10, Code 2015, is amended to read as  
23 follows:

24 **479B.10 Costs and fees.**

25 The applicant shall pay all costs of the informational  
26 meetings, environmental impact assessment, hearing, and  
27 necessary preliminary investigation including the cost  
28 of publishing notice of hearing, and shall pay the actual  
29 unrecovered costs directly attributable to inspections  
30 conducted by the board.

31 EXPLANATION

32 The inclusion of this explanation does not constitute agreement with  
33 the explanation's substance by the members of the general assembly.

34 This bill requires an applicant for a permit for the  
35 construction, maintenance, and operation of a hazardous

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1 liquid pipeline or underground storage facility to submit an  
2 assessment of the resulting environmental impact. The bill  
3 provides that the assessment shall be prepared or conducted by  
4 a third party contracted with by the applicant and identified  
5 by the applicant in the petition for a permit. The bill  
6 provides that a permit shall not be granted by the Iowa  
7 utilities board unless the environmental impact is estimated to  
8 be minimal. The bill requires that the applicant pay the costs  
9 associated with conducting the assessment.